

CIVIL DOCKET

BARROW

74-C-259

UNITED STATES DISTRICT COURT

Jury demand date: 6-20-74, by Pltfs.

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS			
<p>HELEN LUE GILL</p> <p>vs</p> <p>OSAGE COUNTY DEPENDENT SCHOOL DISTRICT No. 55, each of its past Board members, each of its present Board members, each of its officers, The past and present Principal, Johnie E. Gomez, Richard R. Roundtree, Don C. Johns, O. H. Bourns, Weldon Starkey and Burt McIntosh, and Gilcrease Hills Development Corporation</p>		<p>For plaintiff:</p> <p>Ungerman, Grabel & Ungerman 6th Floor, Wright Building Tulsa, Oklahoma 74103 584-4101</p> <p>For defendant: Frederic Dorwart Fourth Nat. Bldg. 10 E 3rd St. Tulsa, OK 74119 74103</p> <p>William S. Hall Enterprise Bldg. Tulsa, Oklahoma 74103 (Bourns and Starkey)</p>			
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 7-1-74	Clerk	1974 6-17-74	Ungerman C/D #50	15 00	15 00
J.S. 6 mailed 12-1-76	Marshal				
Basis of Action:	Docket fee				
Violation of civil rights	Witness fees				
Action arose at:	Depositions				

DATE	PROCEEDINGS	Date Order or Judgment Noted
6-17-74	1. Complaint filed and summons issued. ds	
6-20-74	2. Motion of Pltf. for Jury Trial, filed. v	
6-25-74	Summons ret. & filed; served Osage County Dependent School District No. 55, Burt McIntosh, Richard J. Rountree, Johnie E. Gomez, Don C. Johns, and Weldon Starkey, 6-19-74 (USM \$20.64) lm	
6-25-74	Summons ret. & filed; served Gilcrease Hills Development Corporation and O. H. Bourns, 6-20-74 (USM \$18.04) lm	
7-9-74	3. Motion for Enlargement of Time, and Approval of Application for Enlargement of Time in Which to Plead or to Answer, filed, giving Deft. until 7-23-74 to answer the complaint. (JCS/Clk)k	
7-23-74	4. Deft.'s Motion for Enlargement of Time to Answer requesting additional 15 days from 7-23-74, filed. lm <i>oto j</i>	
7-24-74	5. Order, granting defts. until 8-7-74 to file answer, filed. (AEB-J)g <i>oto j</i>	
7-25-74	Transcript of School Bd. Hearing, Osage Cty. District No. 55 Academy Central School, re: Mrs. Helen Gill, filed. jj w/exhbs.	
8-2-74	6. Answer of Defs. O. H. Bourns & Weldon Starkey, filed. k	
8-12-74	7. Answer of defs. Osage County Dept. School District No. 55, Johnie E. Gomez, Richard R. Rountree, Don C. Johns & Burt McIntosh & Gilcrease Hills Development Corporation, filed. k	
9-4-74	MO: Parties are directed to hold a pre trial conference on or before 10-16-74 & file PT order on or before 10-23-74. (AEB-J)k copies sent by certified mail	
9-18-74	8. Defts' first interrogatories to pltf., filed. k	
9-25-74	9. Pltf's answers to defts' first interrog., filed. k	
10-22-74	10. Appl. of pltf. for additional time to file pretrial order, filed. g	
10-22-74	11. Order, filed, granting pltf. until 11-4-74 to file pretrial order. (JCS-Clk)g	
11-4-74	12. Applic. of Pltf. for additional time to submit pre-trial order, filed. b <i>oto j</i> <i>copies mld</i>	
11-7-74	13. ORDER, filed granting ext. of time to Pltf. xx until 11-8-74 to file PT Order in this matter. (AEB-J)jj copies mailed	
11-8-74	14. Appl. & ORDER, filed, granting parties until 11-22-74 to file agreed pretrial order. (AEB-J)k copies mailed.	
11-22-74	15. Defts' Burt H. McIntosh & Gilcrease Hills Development Corp. Motion for S/J, filed. k	
11-22-74	16. Brief in support of Mot. for S/J, filed. k	
11-22-74	MO: It is ordered by the Court that pltf is granted ten days from this date to respond to Mot. for S/J. (AEB-J)k cps mld	
11-22-74	17. Affidavit of Burt H. McIntosh, filed. k	

DATE	PROCEEDINGS	Date Order or Judgment Noted
11-22-74	18. Affidavit of Johnnie E. Gomez, filed.k	
11-22-74	19. Affidavit of Don C. Johns, filed.k	
11-22-74	20. Affidavit of Richard R. Rountree, filed.k	
11-22-74	21. Affidavit of Weldon Starkey, filed.k	
11-22-74	22. Certificate of Mailing, filed.k	
11-26-74	23. PRE TRIAL ORDER, filed.jj copies mailed.	
12-2-74	24. APPLICATION of pltf. for extension of time to 12-16-74 within which to respond to defts. Burt H. McIntosh and Gilcrease Hills Development Corporation Motion for Summary Judgment, filed. lm	
12-2-74	25. Order, filed, granting pltf. until 12-16-74 to file response to defts. McIntosh and Gilcrease Hills Dev. Corp. for S/Judgment. (AEB-J)g <i>emailed</i>	
12-13-74	26. Memo. brief of pltf. in response to mo/SJ of defs. McIntosh & Gilcrease Hills, filed. rm (w/affidavit attached)	
12-30-74	27. Response to pltf's brief in oppos. to defts' Burt McIntosh & Gilcrease Hills Development Corp. Mot. for S/J, filed.k	
3-19-75	MO; Case referred to Mag. Bradford for hrg/rec re pending mots. (AEB-J)k	
4-16-75	Case called for hearing on motions. Parties present. Deft. Burt H. McIntosh's motion for S/J denied. Deft. Gilcrease Hills Develop. motion for S/J sustained. Deft. to prepare order & Findings & Recommendations in 5 days.(MLB-Mag) b	
4-21-75	Findings & Recommendations of Magistrate, filed.(MLB-Mag) b cps mld	
4-30-75	28. Objections and exceptions to the findings of the Magistrate, filed.lm	
4-30-75	29. BRIEF in support of the objections and exceptions to the findings and recommendations of the Magistrate, filed. lm	
4-30-75	MO: Ordered by the Court that Deft. is given 10 days to file responsive brief to pltf's Objections and Exceptions to the Findings of the Magistrate. (AEB-J)lm cps mld.	
5-1-75	30. Objection of Burt H. McIntosh to Recommendations and Findings of Magistrate, fld. v	
5-1-75	31. Brief in support, filed. v	
5-5-75	MO: It is ordered by the Court that Pltf. is granted 10 days from this date to respond to the Objection of Burt H. McIntosh to Recommendations & Findings of Magistrate filed 5-1-75. (AEB-J)v	
5-12-75	32. Brief in Response to Pltf's Objs. and Exceptions to Findings & Recommendations of Mag., filed.jj	
5-14-75	33. Responsive Brief of pltf. to obj. of Burt H. McIntosh to Recommendations and Findings of Magistrate, filed. lm	
6-14-76	34. Order, filed, that motion for summary judgment filed by Burt H. McIntosh and Gilcrease Hills Development Corp. be and is hereby overruled. s (AEB-J) cps. mld.	

DATE	PROCEEDINGS	Date Order or Judgment Note
'76	Gill v. Osage School	
7-23	MO: Case set for jury trial on 9-7-76, at 9:30 A.M. (AEB-J)b nts by cert ml	
8-23 ⁽³⁵⁾	Mot. of Pltf. for continuance from 9-7-76 jury docket, fld. v (o)	
8-24 ⁽³⁶⁾	Order, fld., striking case from the 9-7-76 jury docket to be reset at later date. (AEB-J)v	
9-13	MO: Case set for jury trial on 10-18-76 at 9:30 a.m. (AEB-J)k cps by cert ml	
10-5	Deft's application (letter) for continuance, filed.s	
10-5	MO: It is ordered by the Court that this case be stricken from the jury for October 18, 1976, and reset on the jury docket to be set in November, 1976.s (AEB-J) cps. mld.	
10-22	Case set for Jury trial on 11-22-76, at 9:30 A.M.s (AEB-J) nts by cert. ml w/affid	
11-1	37. Pltf's mot. to amend compl. & PT Order, filed.k	
11-1	38. Brief in support of pltf's mot. to amend compl. & PT Order, filed.k	
11-1	MO It is ordered by the Court that the defts. file a responsive brf. within 10 days to pltf's mot. to amend compl. & PT Order. (AEB-J)k cps mld	
11-10	39. Stipulation of dismissal w/prejudice, filed.s O to J	
11-10	40. Order, filed & entered, that case is dismissed w/prejudice.s (AEB-J) cps. mld. by atty. Dorwart	